

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
COSMA ANN JOHNSON, Individually and for all others similarly situated,		For plaintiff: Betty R. Outhier Ben G. Price 936-0361 Tulsa County Legal Aid Society 2521 E. First Street Tulsa, Oklahoma 74104					
vs.							
REGINALD D. BARNES, Chairman, G. T. DAUGHTERTY, WILBUR DEE CAVE, LEON N. GILBERT, R. M. GREER, JAMES A. McNEESE, JOE D. VOTO, and MRS. ROBERT J. HARTLEY, Members of the Oklahoma Public Welfare Commission; L. E. RADER, Director of Public Welfare, State of Oklahoma; NORA NICHOLSON, Administrator of Public Welfare, Tulsa County, State of Oklahoma; DAVID HALL, Governor, State of Oklahoma; LARRY DERRYBERRY, Attorney General, State of Oklahoma,		For defendant: Raymond Totoro (welfare com. members) Lee Vernon Sequoyah Building P.O. Box 25352 Okla. City, Okla. 73125 Jms. H. Gray Paul C. Duncan (Derryberry and Hall) Asst. Atty Gen. Chief, Civil Division 112 State Capitol Building Okla. City, Okla. 73105					
STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 8-1-72	Clerk						
J.S. 6 mailed 10-1-72	Marshal						
Basis of Action violation of 5th & 14th Amend. of U.S. Const.- declaratory & injunctive relief.	Docket fee						
	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-7-72	Application of complainant to proceed without prepayment of costs, affidavit in support thereof, filed.rm - copy w/complaint to J.	
7-7-72	Affidavit of financial status of complainant, filed. rm	
7-7-72	Order permitting complaint to proceed without prepayment of costs or security. (AEB-J)rm	
7-10-72	Complaint, filed. Summons issued. rm	
7-18-72	Return of service of summons, filed. Served Reginald D. Barnes, G. T. Daughterty, Wilbur Dee Cave, Leon N. Gilbert, R. M. Greer, James A. McNeese, Joe D. Voto, Mrs. Robert J. Hartley, L. E. Rader, David Hall, and Larry Derryberry in Oklahoma City on 7/12/72; served Nora Nicholson, Adm. of Public Welfare in Tulsa on 7/11/72. (USM \$47.72) rm	
7-20-72	Order, filed, directing a 3-judge court constituted of Honorable William J. Holloway, Jr., Honorable Allen E. Barrow and Honorable Frederick A. Daugherty. (David T. Lewis, Chief Judge, USCA, 10th Ct.)hm (Separate files mailed to 3 judges)	
7-31-72	Answer of Chairman and Members of Okla. Public Welfare Commission; Director of Public Welfare, and Tulsa Co. Administrator of Public Welfare, Deft.s, filed. v	
8-9-72	Request by pltf. for admission under Rule 36, filed. rm - copies to Judges	
8-11-72	Mo. of def. David Hall for add. time to ans., filed. rm	
8-11-72	Order granting def. Hall 15 add. days to ans. (JCS-Acting Clk.)rm	
8-11-72	Mo. of def. Derryberry for add. time to ans., filed. rm	
8-11-72	Order granting def. Derryberry 15 add. days to ans. (JCS-Acting Clk.)rm	
8-22-72	Answer of Larry Derryberry, Atty General, filed. ds	
8-22-72	Answer of David Hall, Governor, filed. ds	
8-22-72	It is Ordered that plaintiff institute pre-trial proceedings in this case within 20 days of this date (said pre-trial to be held by the parties outside the Court) and file pre-trial order 10 days thereafter. Parties are directed to file trial briefs no later than September 18, 1972. (AEB-J). js <i>lth mailed</i>	
8-30-72	It is ordered by the Court that case is set for hearing on the merits at 10 A. M., Sept. 21, 1972. (AEB-J)g notices mailed.	
9-5-72	Response to Request for Admissions, filed by the Defts., Chairman & members of Okla. Public Welfare Commission, Director of Public Welfare & Tulsa County Administrator of Public Welfare. v <i>copy sent to judges</i>	
9-6-72	Stipulation, filed. v	
9-6-72	Answer to Complainants' Request for Admissions, filed by Gov. D. Hall. v	
9-6-72	Answer to Complainants' Request for Admissions, filed by L. Derryberry. v	
9-11-72	Answer to Complainants' request for admissions, filed by Larry Derryberry.h	
9-11-72	Answer to Complainants' request for admissions, filed by David Hall. h	
9-19-72	Pre-Trial Order, filed. (AEB-J)v <i>Copies mailed.</i>	

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
9-12-72	It is ordered by the Court that at the hearing on 9-21-72, the question of class action and the request for interlocutory injunction will be considered, as well as hearing the case on its merits. AEB-J (notices mailed)g	
9-18-72	Trial Brief of defendants, filed. ds - copies mailed to Judges	
9-18-72	Complainants' Memorandum in Support of Injunction and Declaratory Judgment, filed. v	
9-19-72	Pre-Trial Order, filed. (AEB-J)v -copies to Judges.	
9-21-72	Hearing held on request of plaintiff for interlocutory injunction and class action. Class Action denied; Case moot, and It is ordered by Court that this action is dismissed. Order to be filed.(Judges Holloway-Barrow and Daugherty)h	
9-21-72	Order filed and entered. It is ordered that the action may not be maintained as a class action and that the action of the plaintiff individually should be and is hereby dismissed as moot. (Judges Holloway, Barrow and Daugherty)h (copies mailed)	

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